

Message Text

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64

ORIGIN SS-25

INFO OCT-01 ADP-00 SSO-00 NSCE-00 /026 R

DRAFTED BY NEA/IAI:HHSTACKHOUSE

8/13/73 EXT 20840

APPROVED BY IO:AMBASSADOR POPPER

NEA:ALATHERTONJR

NEA:JJSISCO

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EB:JGRAVETT (PHONE)

S/S- MR GAMMON

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O 132025Z AUG 73

FM SECSTATE WASHDC

TO USMISSION USUN NEW YORK IMMEDIATE

C O N F I D E N T I A L STATE 159895

EXDIS

E.O. 11652: XGDS-2

TAGS: UNSC, XF, IS

SUBJECT: IRAQI AIRLINER DIVERSION IN SC

1. WE HAVE BEEN EXPLORING IDEA RAISED SCALI-ATHERTON TEL-
CON A.M. AUG 13, ORIGINALLY SUGGESTED BY GHORRA, THAT ONE
WAY FINESSE SANCTIONS PROBLEM IN RES MIGHT BE BY INSERTION
IN RES OF LANGUAGE PASSING MATTER FURTHER ACTION OVER TO
UPCOMING ICAO MEETINGS AND NOTING THAT EMERGENCY SESSION
ICAO COUNCIL EXPECTED TO BE CALLED FOR MONDAY AUG 20 IN
ORDER SEIZE ICAO OF THIS INCIDENT. SINCE IT SEEMS IN ANY
CASE ALMOST CERTAIN ICAO IS GOING TO BE SEIZED OF IRAQI
AIRLINER INCIDENT, AND HIGHLY LIKELY ICAO WILL VOTE TO
DEPRIVE ISRAEL OF CERTAIN ICAO RIGHTS, SUCH RES LANGUAGE,
IF MODERATELY STATED, WOULD NOT BE LIKELY EFFECT COURSE OF
EVENTS.

2. AT PRESENT OUR ESTIMATE IS THAT ONLY THING THAT MIGHT
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SAVE ISRAEL FROM DEPRIVATION OF RIGHTS (SHORT OF EXPULSION

BUT MOST SEVERE PENALTY ALLOWABLE UNDER CHARTER, WHICH COULD BE ACCOMPLISHED BY MAJORITY VOTE) WOULD BE UNAMBIGUOUS STATEMENT BY ISRAEL THAT IT WILL NOT AGAIN RESORT TO TACTICS EMPLOYED AUG 10. THIS SEEMS UNLIKELY. CHARTER AMENDMENT (REQUIRING TWO-THIRDS VOTE AND RATIFICATION BY TWO-THIRDS OF MEMBERSHIP) WOULD BE NECESSARY TO PERMIT FULL EXPULSION OF ISRAEL FROM ICAO, BUT IT IS CONCEIVABLE EFFORT IN THIS DIRECTION MAY BE INITIATED.

3. WE CONCLUDE THAT IF INSERTION OF SUCH LANGUAGE AS "RECOMMEND THAT ICAO SEIZE ITSELF OF THIS MATTER" (WHICH WE PREFER) OR "RECOMMEND THAT ICAO TAKE APPROPRIATE ACTION" WOULD OBVIATE INCLUSION OF SANCTIONS LANGUAGE, THEN YOU SHOULD SUPPORT SUCH ACTION. ROGERS

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